IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

C.R.No. 6244 of 2005
Date of decision : 8.12.2006.

Surinder Singh

.....Petitioner.

Versus

Simran Kaur & Ors.

.....Respondents.

CORAM : HON'BLE MR. JUSTICE VINOD K. SHARMA

Present : Mr.P.K. Longia, Advocate
for the petitioner.

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VINOD K. SHARMA,J.(ORAL)

Present revision petition has been filed against the order dated 16.9.2005 passed by the learned Civil Judge (Jr. Divn.), Amritsar vide which the application moved by the defendant respondents to amend their written statement has been allowed.

By way of amendment the respondent herein wanted to plead that during the pendency of the suit, Simran Kaur defendant No.1 deposited Rs.9600/- as transfer fee for transfer of shop No. 9 Chowk Ghanta Ghar on 27.9.2004 and the said shop has been transferred in her name by Amritsar Improvement Trust. It was further claimed that receipt has been issued in the name of defendant by the Improvement Trust regarding this payment. This amendment was sought in view of the fact that this was a subsequent event and, therefore, was necessary in order to substantiate the counter claim filed by the petitioner, the amendment sought was contested on the ground that transfer of shop No. 9 has no relevance to the dispute in

pending suit. However, the learned trial Court came to the conclusion that the amendment sought was necessary for determining the real question in controversy and, therefore, allowed the amendment.

There is no error or illegality in the impugned order which may call for interference by this Court.

Dismissed.

8.12.2006 **(VINOD K. SHARMA)**
'sp' **JUDGE**